



#26 B. Gray  
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In re Application of  
Kim

Serial No.: 08/250,770

Filing Date: May 27, 1994

For: METHOD AND APPARATUS FOR  
CONTROLLING A LIGHT SIGNAL IN  
ELECTROPHOTOGRAPHIC  
RECORDING APPARATUS

DECISION ON  
PETITION  
UNDER 37 CFR 1.181

DIRECTOR'S OFFICE  
GROUP 2100

This is a decision on "PETITION UNDER 37 CFR 1.181" filed December 10, 1997 requesting that the reply brief filed July 14, 1997 be entered. No petition fee is required.

Pursuant to 37 CFR 1.193 (b)(1), effective December 1, 1997, an appellant may file a reply brief within two months from the date of the examiner's answer. A primary examiner must either: acknowledge receipt and entry of the reply; or withdraw the final rejection and reopen prosecution to the respond to the reply brief. A supplemental examiner's answer is not permitted, unless the application has been remanded by the Board of Patent Appeals and Interferences for such purpose.

The petition is GRANTED to the extend indicated below.

A review of the application record, including July 14, 1997 reply brief, reveals that the reply brief was timely filed within two months of the May 13, 1997 mail date of the Examiner's Answer. Accordingly, it is appropriate to forward the application to the examiner to either: (1) acknowledge receipt and entry of the reply brief; or (2) withdrawal the final rejection and reopen prosecution tot respond to the reply brief.

The application is being forwarded to the examiner for appropriate action, i.e., to either: (1) acknowledge receipt and entry of the reply brief; or, (2) withdraw the final rejection and reopen prosecution to respond to the reply brief.

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